

1 Q Now, what do you mean by you weren't receiving
2 support?

3 A I was thinking in terms of, of the donations coming
4 in to, to help sustain the work.

5 Q Now, do you, do you have anything specific in mind
6 as to how much -- during any period of time did you ever see
7 any report as to how many donations came in?

8 A This is something that Mrs. Duff and I would from
9 time to time talk about, Mr. Cohen.

10 Q Did you ever receive a, a document which reflected
11 what the income was and the expenses were of the Odessa
12 station?

13 A I don't know that I received a document for my
14 files. I think that, again, with Mrs. Duff on the phone or at
15 times in her office, we -- I could look at something, but not
16 for my files, Mr. Cohen.

17 Q But it's, it's, it's accurate, isn't it, that you
18 relied upon Mrs. Duff for the --

19 A Information.

20 Q -- for the information --

21 A Yes, sir.

22 Q -- that the station wasn't receiving adequate sup-
23 port?

24 A That is correct, sir.

25 Q And, and you never examined any financial records,

1 did you?

2 A I think I mainly relied on, on, on her, her advice.

3 Q Now, are you aware that, that during the time the
4 Odessa station was on the air that, that the station had --
5 NMTV had audited financial reports prepared?

6 A I believe I was, sir.

7 Q Did you, did you ever personally review those re-
8 ports to ascertain what the facts were concerning the income
9 for Odessa, the expenses for Odessa?

10 A In meetings we would go over the report, sir, yes.

11 Q You did go over those?

12 A Yes, sir.

13 Q Okay. Now, I want to ask you about these Minutes.
14 You'll notice it states that -- look on the second page. "Mr.
15 Crouch suggested that the emphasis should be upon network
16 programming for a considerable period of time." Do you see
17 that?

18 A Yes, sir.

19 Q Did Mr. Crouch ever state what "considerable period
20 of time" meant?

21 A I don't recall, Mr. Cohen.

22 Q Was there any discussion to try to fir-- flesh that
23 out as to what "considerable period of time" meant?

24 A I don't recall, Mr. Cohen.

25 Q The Minutes says that Mrs. Duff said that, "...even

1 with reasonable delay..." -- let me show you, "...even with a
2 reasonable delay, plans should now be formulated for local
3 programming." Do you see that?

4 A Yes, sir.

5 Q Did Mrs. Duff state what a reasonable delay was?

6 A I don't recall, Mr. Cohen.

7 Q Did you ever see any plans in writing that were
8 formulated for local programs in Odessa?

9 A Not that I recall, Mr. Cohen.

10 Q Were you ever made aware of specific plans for local
11 programming in Odessa?

12 A I'm sorry. You just asked me that?

13 Q I asked you if you saw anything. Now I would ask
14 you were you ever made aware of any specific plans --

15 A Okay.

16 Q -- that were formulated for local programming in
17 Odessa?

18 A Not, not -- I don't recall, Mr. Cohen.

19 Q Did the Odessa station ever broadcast any local
20 programming before it was sold?

21 A I believe not.

22 Q I want you to look at paragraph 15 of your testimo-
23 ny. This is your testimony.

24 MR. TOPEL: The blue binder --

25 JUDGE CHACHKIN: Which is the blue binder, 106 in

1 the back. There you go. Paragraph 15.

2 MR. COHEN: Did you find paragraph 15?

3 MR. ESPINOZA: Yes, sir.

4 MR. COHEN: Look at the, the fifth -- sixth line
5 from the bottom of the page, the sentence beginning, "I then
6 suggested..."

7 MR. TOPEL: Mr. Cohen, sir, could you direct me --

8 MR. COHEN: Sure.

9 MR. TOPEL: -- to that again? I got lost.

10 MR. COHEN: Sure. Page 9, paragraph 15, sixth line
11 from the bottom. I then suggested --

12 MR. TOPEL: Thank you, sir.

13 BY MR. COHEN:

14 Q And tell me when you've read the sentence that said,
15 "I then..." to yourself, "I then suggested..."

16 A Mr. Cohen?

17 Q Yes. Now, what did you mean when you said "quickly
18 initiate"? What did you have in mind in terms of quantifying
19 that?

20 A I don't think I, I had in mind to set a specific
21 date, but my concern was just as soon as possible.

22 Q You had, you had no i-- no specific date in mind,
23 like within a year or two years?

24 A No, sir. I was just recommending that as soon as it
25 was possible to do it.

1 Q But it was clearly very important to you, wasn't it,
2 that the station quickly initiate local programming?

3 A Yes, sir.

4 Q As soon as possible, is that, is that a --

5 A Yes, sir.

6 Q -- a fair statement? What actions did you take to
7 bring about local programming in Odessa?

8 A I, personally?

9 Q Yes.

10 A None, sir.

11 Q Why not? You were a Director. You were a part
12 owner.

13 A I believe that Mrs. Duff said that she would be in
14 charge of, of, of that assignment, Mr. Cohen.

15 Q What action did you take to, to make sure that Mrs.
16 Duff did what she said she was going to do?

17 A Inquiries, phone calls, questions.

18 Q Were you satisfied with her answers?

19 A Well, as long as there was no local programs, I
20 wasn't completely satisfied.

21 Q Did you tell her that?

22 A Well, I think that both Mrs. Duff and I were con-
23 cerned that we wanted local programs.

24 Q Did you tell her that this was a matter of urgent
25 concern or importance to you?

1 A Well, I think she knew. And, yes, I think we talked
2 about it, yes, sir.

3 Q You told her that?

4 A Yes, sir.

5 Q Did you tell her this was a matter of the highest
6 priority to you?

7 A Mr. Cohen, I don't know if I used those words, but
8 this is something that we would oftentimes talk about, Mr.
9 Cohen.

10 Q Did you -- did -- was -- did -- was that the sub-
11 stance of what you told her or was that not the substance of
12 what you told her?

13 A Mr. Cohen, the only thing that I can tell you is
14 that we would talk about it. As far as is that, is that the
15 substance of it, I, I can't tell you that. I don't recall.

16 Q Did you ever receive from Mrs. Duff the -- strike
17 that. Did you ever request her to provide you the cost of
18 building a local studio?

19 A Again, I believe that this is something that Mrs.
20 Duff and I talked about over the phone.

21 Q Did, did you ask her to provide you that
22 information?

23 A In written form?

24 Q Well, in written form?

25 A No, sir. I did not have it.

1 Q Did you ask her to provide that information to you
2 in oral form?

3 A We talked about it, sir.

4 Q So, did she provide it to you?

5 A Yes.

6 Q Did you know what it cost to build a, a local stu-
7 dio?

8 A At the time I did.

9 Q How much did it cost?

10 A I don't remember right now, sir.

11 Q Was a written budget prepared for local programming?

12 A That I honestly don't remember, sir.

13 Q I want to ask you to refer again to the meeting on
14 June 22, 1987. That would be --

15 JUDGE CHACHKIN: Bureau Exhibit 147.

16 MR. COHEN: Thank you, Your Honor.

17 MR. TOPEL: It's in Volume 3, pastor.

18 JUDGE CHACHKIN: Unless you have that on top --
19 that's -- that -- what's that on top? Is that Volume 3?

20 MR. ESPINOZA: I think this is 3 here, yes, sir.

21 BY MR. COHEN:

22 Q And I'm looking at -- I want to direct your atten-
23 tion to the second page, the first full paragraph, the last
24 sentence --

25 A Mr. Cohen, did you give me a page number?

1 Q Sure. I'm sorry.

2 JUDGE CHACHKIN: Well, it's Exhibit 147.

3 BY MR. COHEN:

4 Q Page 2, pastor.

5 A Here we go. Exhibit 147.

6 Q Yeah. Page 2, last sentence on the first full

7 paragraph. And my question is, you see the sentence, "Mrs.

8 Duff agreed to direct the development of such planning."?

9 A Yes, sir.

10 Q My question is did that planning ever occur?

11 A We -- Mrs. Duff and I, we talked about it. How far

12 the development went, I couldn't tell you, sir.

13 JUDGE CHACHKIN: Did you ever see anything in writ-

14 ing for plans for local programming?

15 MR. ESPINOZA: No, sir, only through conversation.

16 JUDGE CHACHKIN: Did --

17 MR. ESPINOZA: Telephone conversation.

18 JUDGE CHACHKIN: Well, then was it ever mentioned to

19 you any specific local program that was planned?

20 MR. ESPINOZA: Only -- no, not specific. No, Your

21 Honor.

22 BY MR. COHEN:

23 Q Did you ever come away from a conversation with Mrs.

24 Duff with a specific number as to what it would cost to do

25 what you wanted to do?

1 A Yes. We had talked about it.

2 Q You -- so, you had a specific number?

3 A Well, no, not specific. Just a ballpark figure,
4 more or less.

5 Q What was it?

6 A I don't remember right now, sir.

7 Q Now, were you, were you satisfied -- you, you --
8 there came a time -- strike that. You -- I, I take it you
9 realized as time went on that no studio was being constructed
10 in Odessa, correct?

11 A Correct.

12 Q Okay. And you accepted the fact that that wasn't
13 going to happen?

14 A I don't know that I accepted it, Mr. Cohen. I, I
15 know that there was a sense of perhaps frustration in not
16 being able to realize what we had talked about.

17 Q Did you continue to feel strongly about the impor-
18 tance of local programming in Odessa?

19 A Well, it's not only Odessa, Mr. Cohen. Again, it's,
20 it's my conviction that local programs are very important in
21 any station.

22 Q But we're talking about Odessa.

23 A Yes, sir.

24 Q Did you continue to feel strongly about that?

25 A Yes, Mr. Cohen.

1 Q Did you ever request a meeting of the Board of
2 Directors to discuss the fact that no local programming was
3 going --

4 A No, I did not, Mr. Cohen.

5 Q Did you ever write a letter to Jane Duff or Paul
6 Crouch expressing your feeling that local programming was
7 important and it wasn't happening?

8 A No, I did not, sir.

9 Q Did you ever consider resigning from the Board of
10 Directors because no local programming was going --

11 A For that reason?

12 Q For that reason.

13 A No, sir.

14 Q And -- is it fair to say that you were satisfied by
15 the explanations that you received from Mrs. Duff as to why
16 local programming wouldn't occur in Odessa?

17 A Mr. Cohen, when you accept something, I don't think
18 it's necessary that you're satisfied. There's always the wish
19 to achieve more. But as far as being satisfied, I don't think
20 so, Mr. Cohen.

21 Q But you were -- but you accepted her explanation?

22 A Yes, sir.

23 Q I want to ask you about paragraph 17, pastor, of
24 your testimony, in the blue book, Exhibit 106.

25 A You said 16, sir?

1 Q Seventeen.

2 A Seventeen. Okay. And that te-- paragraph makes
3 reference to the December 12, 1988, meeting of the Board. So,
4 perhaps it would be good for you to have before you the
5 Minutes, and that would be Bureau Exhibit 230.

6 MR. TOPEL: That's in Volume 4, pastor.

7 MR. ESPINOZA: Mr. Cohen, Exhibit what? I'm sorry.

8 MR. COHEN: This is --

9 JUDGE CHACHKIN: 230.

10 MR. COHEN: -- 230. Tell me when you've found 230.

11 MR. ESPINOZA: Yes, sir.

12 MR. COHEN: Okay. So, let, let me ask you this
13 question, sir. If you'll notice, on December 12 there was --
14 at that time Portland had been acquired. Do you see that?
15 December 12, look at the paragraph 3. The commission had
16 approved transfer of the CP in Portland. We're look-- I'm
17 talking about the Minutes of December 12th. Oh, I'm con-- are
18 you confused?

19 MR. TOPEL: Yes.

20 MR. ESPINOZA: You said 203.

21 JUDGE CHACHKIN: I'm, I'm sorry.

22 MR. TOPEL: 230.

23 JUDGE CHACHKIN: 230. 230. 230. It's very hard to
24 con-- not be confused, I'll tell you.

25 MR. COHEN: Well, you can see from that Minute the

1 | Portland CP had been approved. Do you see that?
2 | MR. ESPINOZA: Mr. Cohen, do you want me to look at
3 | the Minutes --
4 | MR. COHEN: Yeah. Look at --
5 | MR. ESPINOZA: -- or at Article 17?
6 | MR. TOPEL: Let me apprise you that the witness is
7 | in --
8 | JUDGE CHACHKIN: No, the Minutes.
9 | MR. TOPEL: -- the wrong place.
10 | JUDGE CHACHKIN: Look at the Minutes.
11 | MR. TOPEL: Could you --
12 | MR. COHEN: Sure. Sure. Sure. Sure.
13 | MR. TOPEL: -- point the witness to where you are?
14 | MR. COHEN: Sure.
15 | MR. ESPINOZA: Third paragraph?
16 | MR. COHEN: Yeah. You should refer to the whole
17 | Minute.
18 | MR. ESPINOZA: Okay.
19 | MR. COHEN: I -- your point is well-taken --
20 | (Pause.)
21 | MR. ESPINOZA: Yes, sir.
22 | BY MR. COHEN:
23 | Q Now, what, what, what I'm having trouble under-
24 | standing about this Minute, and help me, is that here we are
25 | in December of 1988 and NMTV has purchased a construction

1 permit for Portland and at that time, according to these
2 Minutes, you suggested that the expectations of the minority
3 community served by the station should be considered, and this
4 is -- this has reference to Odessa. Did you at that meeting
5 in December of 1988 again raise the question of the importance
6 of local programming in Odessa?

7 A Mr. Cohen, I don't remember if I did or if I didn't.

8 JUDGE CHACHKIN: Well, you're not questioning --

9 MR. ESPINOZA: Oh --

10 JUDGE CHACHKIN: -- the accuracy of the Minutes, are
11 you?

12 MR. ESPINOZA: I beg your pardon?

13 JUDGE CHACHKIN: You're not questioning the accuracy
14 of the Minutes, are you?

15 MR. ESPINOZA: No, not at all, sir.

16 BY MR. COHEN:

17 Q Okay. Because it says nothing -- the Minutes say
18 nothing about any discussion about -- specific discussion
19 about local programming.

20 A Um-hum.

21 Q That's why I'm asking you. You -- the Minutes state
22 that you suggested that expectations of the minority community
23 served by the station should be considered, but the Minutes
24 say nothing about you mentioning local programming. Do you
25 have a recollection of doing that?

1 A I don't remember, sir.

2 Q Now, the Minutes state that Mrs. Duff addressed the
3 fact that, "...the station was being adequately supported and
4 that needs were being met..." What, what does that sentence
5 mean to you?

6 A That at that time sufficient support was being
7 received.

8 Q And do you recall whether you then stressed the
9 importance of, of local programming inasmuch as the station
10 was being adequately supported and the needs were be-- and
11 that needs were being met?

12 A Mr. Cohen, I may have, but I honestly don't remember
13 right now.

14 Q Okay. But I gather you are not against the idea of
15 the station of -- strike that. You were not against the idea
16 of NMTV purchasing the construction permit for Portland?

17 A No, I wasn't against it, no, sir.

18 Q I want to ask you about paragraph 17 of your testi-
19 mony, the last sentence. Will you read it to yourself?

20 A The last portion?

21 Q The last sentence, "In addition..." This is para-
22 graph 17. First of all, what do you mean by, "We had nothing
23 on the air for a long -- for very long." How long had the
24 station been on the air on December 12, 1988?

25 A That I couldn't tell you right now, Mr. Cohen.

1 Q Well, was this information that you got from Mr.
2 Dunne in connection with writing your testimony?

3 A No.

4 Q That you knew it then but you don't know it now?

5 A I don't remember the length of times which you're
6 talking about.

7 Q well, when you -- you used the words -- these are
8 your words. "We had not been on the air for very long." How
9 long had you been on the air?

10 A I don't know how long, but it was my impression that
11 we had not been on that long, sir. That's what I meant.

12 Q But you don't remem-- you can't quantify that?

13 A No, sir.

14 (Off the record.)

15 (On the record.)

16 BY MR. COHEN:

17 Q Now, what was your understanding as to the reason
18 why the Odessa station wasn't being adequately supported which
19 led to its, its sale?

20 A At the time, I, I believe I felt support had de-
21 clined. That was my impression. It was important to me that
22 eventually a station be self-sustaining to be able to go on to
23 other things, Mr. Cohen.

24 Q Now, did you have an understanding as to how it came
25 about that the station was not self-sustaining?

1 A If memory serves me right, Mrs. Duff and I had
2 talked about it from time to time, how, how it was going, sir.

3 Q And, and, in point of fact, Mrs. Duff was the person
4 you relied upon?

5 A Yes, sir.

6 Q Because you, you, you didn't do any investigation as
7 to how the station --

8 A I relied on Mrs., Mrs. Duff.

9 Q Exclusively?

10 A Yes, sir. That's correct.

11 Q And it was Mrs. Duff that told you the station
12 wasn't doing well?

13 A I believe so.

14 Q Well, would anyone else have told you?

15 A No. No.

16 Q And did she give you a reason as to why the station
17 wasn't doing well?

18 A If she did, I don't recall right now, sir.

19 Q But did, did -- I'm trying to help your recollec-
20 tion. Didn't she have some explanation or, or basis --

21 A Oh, I'm sure she did, sir, but --

22 Q But you don't recall what --

23 A Right now, I honestly don't, sir.

24 JUDGE CHACHKIN: Were you shown any figures as to
25 how the station had been doing in terms of solicitations and

1 | how much money -- income had been received?

2 | MR. ESPINOZA: I think other than what I had seen in
3 | the, the Annual Report for, for the meeting, sir, but after
4 | that I think it was mainly in conversations that I would ask.

5 | JUDGE CHACHKIN: Well, here we are in December '88
6 | and according to the Minutes of the meeting the station was --
7 | Mrs. Duff addressed that the -- the fact that the station was
8 | being adequately supported and that needs were being met and
9 | the proposal for the sale of Odessa was tabled. Now, when was
10 | Odessa sold? Do you recall when you next voted to agree --
11 | when, when did you vote to agree to sell Odessa? How long
12 | after this meeting?

13 | MR. ESPINOZA: (No audible response.)

14 | JUDGE CHACHKIN: Well, according to your testimony
15 | it was May of '89 when you agreed to sell Odessa.

16 | MR. ESPINOZA: Yes, sir.

17 | JUDGE CHACHKIN: Do you know how many months that is
18 | between December and May?

19 | MR. ESPINOZA: Several months, sir.

20 | JUDGE CHACHKIN: That's five months.

21 | MR. ESPINOZA: Yes, sir.

22 | JUDGE CHACHKIN: Well, what happened in five months
23 | to change your opinion when you had made statements about that
24 | we, we had not been on the air for very long. This is only
25 | five more months. And we thought we had to give it a chan--

1 maybe a chance to grow and Mrs. Duff agreed with me. What
2 happened in five months, and in view of your strong feeling
3 about the need to serve the minority population of Odessa,
4 that caused you to change your mind and agree to sell Odessa?

5 MR. ESPINOZA: I feel that it was -- one of the
6 reasons, Your Honor, was, was the possibility of getting into
7 a larger station or a stronger station that served a, a larger
8 area. I believe that was one of the factors, Your Honor.

9 JUDGE CHACHKIN: So, no -- you were no longer con-
10 cerned about the minority population of Odessa?

11 MR. ESPINOZA: That's not a matter of me being con-
12 cerned. I was always concerned, sir.

13 JUDGE CHACHKIN: Well, you were willing to write off
14 Odessa after five months. Do you feel like you, you gave them
15 a -- you gave Odessa an adequate opportunity to find out
16 whether or not it would be feasible or viable? Do you think
17 five months was a long enough period?

18 MR. ESPINOZA: Perhaps not, sir.

19 JUDGE CHACHKIN: And then there's another statement
20 you made. You say, "In an Action by Written Consent we re-
21 versed our previous decision and approved the sale of the
22 Odessa station if we could find a buyer at a price of
23 \$1 million." Did you in fact sell the station for \$1 million?

24 MR. ESPINOZA: I believe not, sir.

25 JUDGE CHACHKIN: Well, didn't you just -- well, how,

1 | how do, how do you account for the fact that you were agree-
2 | able to sell the station for less than \$1 million when that's
3 | what the condition --

4 | MR. ESPINOZA: I don't recall the exact price that
5 | it was sold for, Your Honor.

6 | JUDGE CHACHKIN: Well, it was considerably less than
7 | \$1 million, wasn't it? Was --

8 | MR. ESPINOZA: I don't recall the amount, sir.

9 | JUDGE CHACHKIN: You don't recall anything about the
10 | amount?

11 | MR. ESPINOZA: Not right now, sir, no.

12 | JUDGE CHACHKIN: Go ahead, Mr. Cohen.

13 | BY MR. COHEN:

14 | Q Well, in, in point of fact, pastor, wasn't the
15 | concern by Mrs. Cro-- Mrs. Duff and Mr. Crouch to get into
16 | larger markets? Isn't that what they thought the push for
17 | NMTV should be?

18 | A I believe that might be true perhaps of, of Mr.
19 | Crouch. I don't know that this was the feeling of, of Mrs.
20 | Duff, although we, we agreed to sell.

21 | Q Well, you remember the discussion about Concord,
22 | purchase of Concord? I can show you the Minutes on that, but
23 | do you recall that?

24 | A Yes.

25 | Q That was going to be a -- an expensive acquisition?

1 A Yes, sir.

2 Q But there was plenty of money from Trinity for
3 larger markets. Wasn't that your understanding?

4 A I believe it was available, sir.

5 Q But it was only the larger markets that, that, that
6 Trinity wanted NMTV to pursue, isn't that, in point of fact,
7 the truth?

8 A Well, I think if you use the term like larger market
9 with me, it's reachability, the ability to reach more people.

10 JUDGE CHACHKIN: So, when we're talking about more
11 people, we're talking -- not talking about minorities. We're
12 talking about more people period, what -- regardless of what
13 race or color or creed?

14 MR. ESPINOZA: That's correct, sir.

15 BY MR. COHEN:

16 Q Now, from your testimony, your written testimony,
17 from your oral testimony, it's clear that you and Mrs. Duff
18 disagreed with Paul Crouch on at least two occasions. Isn't
19 that right?

20 A Yes, sir.

21 Q I'm talking about now the occasion of selling Odessa
22 and the occasion of selling the Stafford low-power construc-
23 tion permit. Right?

24 A Yes, sir.

25 Q And did you -- did those disagreements ever cause

1 you to consider that there should be additional Board members
2 who were minority members?

3 A I don't know that it crossed my mind, sir.

4 Q Because you and Mrs. Duff were co-owners of that
5 company, weren't you?

6 A Yes, sir.

7 Q You had the power to enlarge the Board?

8 A Yes, sir.

9 Q And you could have done it if you wanted to, right?

10 A That's correct, sir.

11 Q Did you ever give consideration to doing that?

12 A I don't know that I ever did, sir.

13 Q Did you and Mrs. Duff ever discuss the possibility
14 of adding Board members?

15 A I don't know that we did, sir.

16 Q Did you believe that, that Paul Crouch and you
17 agreed on, on how NMTV should conduct its, its, its business?

18 A Did we agree?

19 Q Yes. Did you and Paul Crouch agree on how NMTV
20 should conduct its business?

21 A At times, at times we did; at times we didn't.

22 Q Did you ever discuss with Mrs. Duff removing Paul
23 Crouch as a Board member?

24 A I believe not, sir.

25 Q You had the legal power to do it, didn't you?

1 A That's correct.

2 Q But you never talked about it?

3 A No, sir.

4 JUDGE CHACHKIN: Did you ever discuss with Ms. Duff
5 about removing Mr. Crouch as President? Since you say it was
6 minority-controlled, did you ever discuss removing Mr. Duff as
7 President and putting a minority member as President --

8 MR. ESPINOZA: You mean --

9 JUDGE CHACHKIN: -- of the --

10 MR. ESPINOZA: -- removing Mr. Crouch?

11 JUDGE CHACHKIN: Mr. Crouch, and putting a minority
12 member as President of NMTV?

13 MR. ESPINOZA: I don't know that we ever talked
14 about it, sir.

15 BY MR. COHEN:

16 Q And in terms of the, of the sale of Odessa, isn't it
17 a fair statement that the fact that Odessa had a large minor-
18 ity population was not as important as serving more people
19 regardless of what their race or color was?

20 A As -- Mr. Cohen, as, as a Hispanic, I of course
21 would like to reach Hispanics, but the bottom line is the main
22 goal is the preaching of the gospel to whomever.

23 Q I want to turn to a different subject. I want to
24 ask you about a 1985 Annual Meeting of what was then TTI, and
25 I'll help you find the Minutes in a minute. Let me get myself

1 together here. That would be Bureau Exhibit 91.

2 MR. TOPEL: I think in Volume 2.

3 MR. ESPINOZA: Mr. Cohen, say that again, please?

4 MR. COHEN: Bureau Exhibit -- what was it, 91?

5 JUDGE CHACHKIN: Yes.

6 MR. ESPINOZA: '91?

7 MR. COHEN: Bureau Exhibit 91. Let me help you.

8 JUDGE CHACHKIN: I think you've got it.

9 BY MR. COHEN:

10 Q Now, am I correct that regarding the, the election
11 of officers, and that's referenced at page 4 in the Minutes,
12 that the officers of all of the corporations were elected as
13 part of one meeting? I'm talking about all of the corpora-
14 tions that are listed on page 4 and 5 and 6.

15 A Mr. Cohen, the, the Minutes reflect that it was a
16 combined meeting, so it seems that way, yes, sir.

17 Q Thank you. Now, I want to show you --

18 (Pause.)

19 BY MR. COHEN:

20 Q I want to show you -- I'd like you to refer to the
21 19-- it's the same, it's the same exhibit. It's the 1985
22 Annual Meeting. And I -- do you have that before you? I
23 asked you about that earlier. That was --

24 A Yes, Mr. Cohen.

25 Q That's Exhibit 91. And you notice on page 4 that

- 1 Philip Crouch was elected as Assistant Secretary?
- 2 A That is correct, sir.
- 3 Q Okay. Now, I'm trying to see whether you were
4 present at that meeting.
- 5 A The records seem to indicate that I was, Mr. Cohen.
- 6 Q David -- you were present, yes. Okay. And you were
7 present at that, at that meeting. Now, when did you learn
8 that Philip Crouch -- strike that. Did you learn in advance
9 of the meeting that Philip Crouch was to be elected as
10 Assistant Secretary?
- 11 A I don't recall, sir.
- 12 Q Did you know Philip Crouch in 1985?
- 13 A Mr. Cohen, I met him, but I don't remember when.
- 14 Q Do you know whose decision it was that he would be
15 elected as Assistant Secretary of the Corporation?
- 16 A I don't remember who made the nomination, sir.
- 17 Q Do you know -- do you have any knowledge as to how
18 or why it came about that he was elected as Assistant
19 Secretary of the Corporation?
- 20 A To help with the responsibilities.
- 21 Q And --
- 22 A To help with the work, sir.
- 23 Q And what work was he to help with?
- 24 A Assist the Secretary.
- 25 Q And what was he to do?

1 A Take care of much of the details that needed to be
2 done, sir.

3 Q And what details were those?

4 A I, I couldn't specify it right now, sir.

5 Q In point of fact, you don't know what he did as
6 Assistant Secretary?

7 A I don't recall right now, sir. We talked about it
8 at the time, but right now I couldn't tell you.

9 Q Are you aware of the fact that Trinity Broadcasting
10 was purchasing construction permits for low-power stations or
11 -- strike that.

12 Are you aware that they were purchasing low-power
13 stations, and I refer you to page 6 of those Minutes? In
14 fact, strike the question. Let me put it to you differently.

15 A Yes, sir.

16 Q The Minutes reflect that Trinity --

17 A Excuse me. I'm sorry.

18 Q The Minutes reflect that Trinity was considering the
19 purchase of several low-power stations, and you can see that.
20 Just read that to yourself.

21 A Okay.

22 Q Now, to my knowledge, NMTV or its predecessor, TTI,
23 never considered the purchase of low-power stations. Is that
24 correct?

25 A I'm sorry. Say that --